State of Illinois
County of Cook SS

Before the Industrial Commission of Illinois

Naomi Treece, Petitioner	)	
v.	)	No. 81 WC 595
Lyons Township High School Respondent.	)	

NOTICE OF DECISION AND DECISION OF ARBITRATOR

Take notice that on February 24, 1981, the decision of the Arbitrator set forth below, was filed with the Industrial Commission.

An application for adjustment of claim was filed in this matter and notice of hearing mailed to each party. The matter was heard before an Arbitrator designed by the Commission in the City of Chicago, said County and State, on February 9, 1981. After hearing the proofs and allegations of the parties and having made careful inquiry in this matter the Arbitrator concludes:

On November 17, 1980, the Respondent Lyons Township High School was operating under and subject to the provisions of the Illinois Workers' Compensation Act and on this date the relationship of employee and employer existed between the Petitioner Naomi Treece and said Respondent on the above mentioned date the Petitioner sustained accidental injuries which arose out of and in the course of the employment by the Respondent timely notice of this accident was given the Respondent.

The earnings of the Petitioner during the year next preceding the injury were $15,450.00 and that the average weekly wage was $297.12.

Petitioner at time of injury was 41 years of age, married and had no children under 18 years of age.

Necessary first aid, medical, surgical and hospital services have been provided in part by the Respondent herein.

The sum of $1,219.13 has been paid on account of this injury.

The Arbitrator renders findings on the following disputed issues:

(D) Whether an accident occurred which arose out of and in the course of Petitioner's employment by Respondent.

(I) Reasonableness or necessity of medical, surgical or hospital bills or services;

(J) Amount of compensation due for temporary total disability;

In support of the Arbitrator's decision relating to (D) the Arbitrator finds the following facts:

On November 17, 1980 Petitioner was hit on the head by a speaker (1' x 1' x 6") as it fell from a fixed position on the wall approximately 10 to 12 feet above the floor. Petitioner was cleaning the girls locker room in the performance of her job duties at the time of the accident. Petitioner drove to the emergency room at Community Memorial Hospital for treatment where her condition was diagnosed as "contusion skull, minimal..." and she was found to have tenderness of the left parietal area.

In support of the Arbitrator's decision relating to (I) the Arbitrator finds the following facts:

Petitioner was admitted at Community Memorial General Hospital on November 17, 1980 and Petitioner signed herself out of said hospital on November 21, 1980 and transferred to the University of Chicago Hospital. Petitioner was admitted at University of Chicago Hospital on November 21, 1980 and discharged November 26, 1980. Petitioner is currently under the care of Dr. Mullan, her attending physician at University of

Chicago Hospital, and as of January 22, 1981 he found her unable to return to work.

Petitioner's medical treatment at the above hospitals and services related thereto were reasonably related to the above accident.

In support of the Arbitrator's decision relating to (J) the Arbitrator find the following facts:

Petitioner has been under the continuous care and treatment of physicians since the above accident and as of January 22, 1981, Dr. Mullan found her to be unable to return to work at that time.

That Petitioner is entitled to have and receive from said Respondent the sum of $198.08 per week for a period of 9-3/7 weeks, that being the period of temporary total incapacity for work for which compensation is payable, as provided in paragraph (b) Section 19 of said Act, as amended, for the reason that the injuries sustained cause the disabling condition of said Petitioner; that the disabling condition is temporary and has not yet reached a permanent condition.

This award in no instance shall be a bar to a further hearing and determination of a further amount of temporary total compensation or of compensation for permanent disability.

That said Respondent shall provide and pay for all necessary first aid, medical surgical and hospital services, thereafter incurred, limited, however, to that which reasonably required, to cure or relieve said Petitioner from the effects of the accident injury, as provided in paragraph (a) of Section 8 of said Act, as amended.

That said Petitioner is now entitled to have and receive from the Respondent the sum of $648.49 being the amount of compensation that has accrued from November ___, 1980, thru January 22, 1981, and to the further sum of $602.00 for necessary first aid medical, and hospital services, as provided in paragraph (a) of Section 8.

Dated and entered this date February 19, 1981.

Adolphus Green,
Arbitrator